

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON**

<b>IN RE ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>	<b>Master File No. 2:12-MD-02327 MDL 2327</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>
<b>THIS DOCUMENT RELATES TO:  WAVE 8 CASES LISTED IN EXHIBIT A</b>	

**DEFENDANTS' NOTICE OF WITHDRAWAL OF PENDING MOTION TO  
PRECLUDE EVIDENCE OR ARGUMENT RELATING TO PATHOLOGY AND  
DEGRADATION CLAIMS BASED ON THE FAILURE TO COMPLY WITH  
PTO #121 AND PTO #190 BY CERTAIN PLAINTIFFS**

Given that Plaintiffs' counsel has now cured the deficiencies set forth in Ethicon's Motion dated April 27, 2018, Defendants hereby give notice of the withdrawal of their Motion to Preclude Evidence or Argument Relating to Pathology and Degradation Claims Based on the Failure to Comply with PTO #121 and PTO #190 by Certain Plaintiffs (Dkt. 5688).

Respectfully submitted,

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<b>THIS DOCUMENT RELATES TO:  ALL CASES</b>	

**CERTIFICATE OF SERVICE**

I certify that on May 9, 2018, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage  
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